

RECEIVED

AUG 23 2021 P 2:40

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NO. DIST. OF CA.

FILED

AUG 23 2021

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIAYour Name: Sumante J Hutchinson / Phantom LS Records LLCAddress: 728 Waterstone Pl, San Ramon, CA 94582Phone Number: 925-434-4005

Fax Number: _____

E-mail Address: sujhutch@ucsc.edu

Pro Se Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIADivision [check one]: ☒ San Francisco ☐ Oakland ☐ San Jose ☐ EurekaSumante J Hutchinson
Phantom LS Records LLC

Plaintiff,

vs.

State of CA, Redwood City
San Ramon, Kaiser
Permanente, University of
CA, Santa Cruz

Defendant.

Case Number 3:21-cv-05787-SK

[First, Second, etc.]

AMENDED COMPLAINT

DEMAND FOR JURY TRIAL

Yes ☐ No ☒

PARTIES

1. Plaintiff. [Write your name, address, and phone number. Add a page for additional plaintiffs.]

Name: Phantom LS Records LLC / Sumante J HutchinsonAddress: 728 Waterstone Pl, San Ramon, CA 94582Telephone: 925-434-4005

AMENDED COMPLAINT

PAGE ____ OF ____ [JDC TEMPLATE - Rev. 05/2017]

RECEIVED
AUG 23 2021
SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA

2. Defendants. [Write each defendant's full name, address, and phone number.]

Defendant 1:

Name:

State of California

Address:

1300 "I" Street, Sacramento, CA 95814

Telephone:

916-445-9558

Defendant 2:

Name:

City of Redwood City

Address:

1400 Broadway St, Redwood City, CA 94063

Telephone:

650-780-7464

Defendant 3:

Name:

City of San Ramon

Address:

7000 Bollinger Canyon Rd, San Ramon, CA 94583

Telephone:

925-973-2500

JURISDICTION

[Usually only two types of cases can be filed in federal court, cases involving "federal questions" and cases involving "diversity of citizenship." Check at least one box.]

3. My case belongs in federal court

☒ under federal question jurisdiction because it involves a federal law or right.

[Which federal law or right is involved?]

1st Amend., 5th Amend.

"Tort claims Act", Civil Code Div 3, Part 3, Section 1708

☐ under diversity jurisdiction because none of the plaintiffs live in the same state as any of the defendants and the amount of damages is more than \$75,000.

VENUE

[The counties in this District are: Alameda, Contra Costa, Del Norte, Humboldt, Lake, Marin, Mendocino, Monterey, Napa, San Benito, Santa Clara, Santa Cruz, San Francisco, San Mateo, or Sonoma. If one of the venue options below applies to your case, this District Court is the correct place to file your lawsuit. Check the box for each venue option that applies.]

4. Venue is appropriate in this Court because:

☒ a substantial part of the events I am suing about happened in this district.☒ a substantial part of the property I am suing about is located in this district.

AMENDED COMPLAINT

☐ I am suing the U.S. government, federal agency, or federal official in his or her official capacity and I live in this district.

☒ at least one defendant is located in this District and any other defendants are located in California.

INTRADISTRICT ASSIGNMENT

[This District has three divisions: (1) San Francisco/Oakland (2) San Jose; and (3) Eureka. First write in the county in which the events you are suing about happened, and then match it to the correct division. The San Francisco/Oakland division covers Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, and Sonoma counties. The San Jose division covers Monterey, San Benito, Santa Clara, Santa Cruz counties. The Eureka division covers Del Norte, Humboldt, Lake, Mendocino counties, only if all parties consent to a magistrate judge.]

5. Because this lawsuit arose in Contra Costa County, it should be assigned to the San Francisco/Oakland Division of this Court.

STATEMENT OF FACTS

[Write a short and simple description of the facts of your case. Include basic details such as when the events happened, when things happened and who was involved. Put each fact into a separate, numbered paragraph, starting with paragraph number 6. Use more pages as needed.]

In April 2020, The State of CA and Federal Govt Mandated Shelter in place rules in response to COVID-19. As a business owner, I was tremendously impacted and over the course of the following year property losses occurred in direct correlation to discriminatory policing and failure to respond fairly and justly when I sought assistance. In July 2020, I was wrongfully removed from my home which is ~~home~~ registered business address and place of residence since October 2018 in San Ramon, CA, based off false information & allegations to San Ramon PD.

AMENDED COMPLAINT

San Ramon PD, knowingly violated my rights on numerous occasions resulting in financial harm & property loss exceeding \$30,000. They have violated my free speech rights as well as rights to work & maintain property via false arrests & attempted abuses via the medical system using SISO as punishment where I was also assaulted by medical staff previously and rights to refuse meds were violated and I was forced out of months of work as a result. Because of their actions I was put into a transient state and out of stable housing, on numerous occasions San Ramon PD & Redwood city showed up at hotels & Airbnb due to disputes. They were threatening, knowing they already tampered with my business, which is a music recording company. In August 2020, I had briefly resided in Redwood City, after being assaulted on two occasions, Redwood city did absolutely nothing when I wanted to press charges. Because of harassment and violence against me by others, I was taken to a hotel after 12am in Redwood city the following morning official help appeared within 48 hrs, all of my property was stolen. I was transported via ambulance to unnamed city workers a hospital, because I was trashed my belongings left stranded with no help.

AMENDED COMPLAINT

PAGE ___ OF ___ [JDC TEMPLATE - Rev. 05/2017]

CLAIMS

First Claim

(Name the law or right violated: 5th Amendment)

(Name the defendants who violated it: Redwood city police & city of Redwood workers)

[Explain briefly here what the law is, what each defendant did to violate it, and how you were

harmed. You do not need to make legal arguments. You can refer back to your statement of facts.]

5th Amendment is a persons rights to property, "not be deprived of life, liberty, or property". City of Redwood city workers appeared while I was stranded in crisis for 24 hours near Kaiser permanente and threw away all of my belongings Redwood city police claimed to have found it and showed my property in a pile on officer kaino's phone, when I got to the spot it was not in a pile. my clothes, personal documents, jewelry, electronics etc. were scattered amongst other trash. suggesting they purposely trashed and damaged my stuff. I frantically tried to repather everything but had a mental break down because that was all the stuff I had left to me, I got to the hospital after telling the responders to grab my items in then was left with one pair of clothes, one phone, and I was suddenly out of \$30,000 + worth of goods. & intellectual property & private info, no ID, no wallet.

AMENDED COMPLAINT

Claim

(Name the law or right violated:)

1st Amendment

(Name the defendants who violated it:)

San Ramon PD & UCSC

In Response to me being a musician, SRPD & others on numerous occasions have tried to violate my free speech rights, my business is located primarily in San Ramon since 2013, my entire ~~work~~ recording set up that I built is now gone as a result of them responding to false allegations and allowing others to violate my rights ~~back~~ & make a gainful living, also at UCSE police physically assaulted me for rapping and the campus allowed people to steal from me and tried to fraud me in April 2019 with defamatory action including false allegations based on my lyrical content, on numerous occasions they have interfered with my private business and have attempted to stop me from doing my work as a producer & recording artist. When I was working at Bishop Ranch Business Park, they tried to kick me off site because I had no where else to do my work after they tried to keep me from going home for months. they even let my ex girlfriend steal property from me.

AMENDED COMPLAINT

DEMAND FOR RELIEF

[State what you want the Court to do. Depending on your claims, you may ask the Court to award you money or order the defendant to do something or stop doing something. If you are asking for money, you can say how much you are asking for and why you should get that amount, or describe the different kinds of harm caused by the defendant.]

I want to be compensated monetary value of my business property & goods as well as compensated for distress, property losses exceed \$30,000, including phones, computer, clothes, jewelry, other electronics, hard drives, intellectual property, keepsakes, merchandise, etc.

DEMAND FOR JURY TRIAL

[Check this box if you want your case to be decided by a jury, instead of a judge, if allowed.]

☐ Plaintiff demands a jury trial on all issues.

Respectfully submitted,

Date: 08/23/21

Sign Name:

Sumant J. Hutchinson

Print Name:

Sumant J. Hutchinson

AMENDED COMPLAINT

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

PAGE ____ OF ____ [JDC TEMPLATE - 05/17]